

**IN THE UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF MISSISSIPPI**

**IN RE:       BECKHAM JEWELRY, LLC**  
**Debtor**

**CHAPTER 11**  
**CASE NO. 25-01234-JAW**

**MOTION TO REQUIRE ESCROWED SUBCHAPTER V TRUSTEE PAYMENTS**

COMES NOW Craig M. Geno, the Subchapter V Trustee in the above styled and numbered case (the “Trustee”), and files this his *Motion to Require Escrowed Subchapter V Trustee Payments* (the “Motion”), and in support thereof, would respectfully show unto this Honorable Court as follows, to-wit:

1.       The Trustee has been appointed as the Subchapter V Trustee in this Chapter 11 case.
2.       There is no statutory requirement for the debtor-in-possession in a Subchapter V case to pay, or even escrow, fees and expenses of the trustee (or any trustee for that matter) while the case is pending and before entry of an order on confirmation of a plan.
3.       In many instances, Subchapter V cases end up being dismissed, or converted to a case under Chapter 7, with no funds being paid to the Subchapter V trustee.
4.       In addition, a number of Subchapter V cases are filed that simply are not going to be able to submit a feasible Chapter 11 plan, and the earlier the parties in the case know that, the better off everyone will be.
5.       Bearing all of these considerations in mind, the Trustee moves the Court for an order requiring the Debtor to begin, immediately, depositing the sum of \$1,000 per month with the Trustee, to be held in escrow, pending an application for compensation and notice and a hearing in connection with such application. The escrowed funds will be used to defray the Trustee’s compensation, if any.

6. In the event the Debtor cannot afford to escrow \$1,000 per month, or in the event the Debtor (or its equity security holders) are unwilling or unable to come up with \$1,000 per month to fund an escrow, then the parties should know that sooner rather than later and take such action as necessary.

7. Other courts around the country have granted similar motions in Subchapter V cases (although at least one court has declined to do so) and some courts either have pending local rules or standing orders requiring such retainers to be paid, subject to the fee application, notice and a hearing process.

8. Other grounds to be assigned upon a hearing hereof.

WHEREFORE, PREMISES CONSIDERED, the Trustee respectfully prays that upon a hearing hereof this Honorable Court will enter its order granting the Motion. The Trustee prays for general relief.

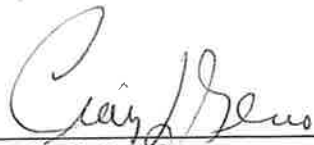
THIS, the 16<sup>th</sup> day of May, 2025.

Respectfully submitted,

CRAIG M. GENO, SUBCHAPTER V TRUSTEE

By His Attorneys,

LAW OFFICES OF CRAIG M. GENO, PLLC

By:   
Craig M. Geno

OF COUNSEL:

Craig M. Geno; MSB No. 4793  
LAW OFFICES OF CRAIG M. GENO, PLLC  
601 Renaissance Way  
Suite A  
Ridgeland, MS 39157  
601-427-0048 - Telephone  
601-427-0050 - Facsimile  
[cmgeno@cmgenolaw.com](mailto:cmgeno@cmgenolaw.com)

N:\Firm Data\Users\Bankrupt\Subchapter V Cases\Beckham Jewelry, LLC\Pleadings\Mot to Require Escrowed SubV Trustee Payments 6-3-24.wpd

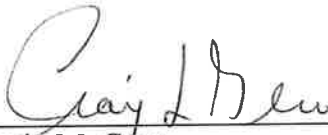
**CERTIFICATE OF SERVICE**

I, Craig M. Geno, do hereby certify that I have caused to be served this date, via electronic filing transmission, a true and correct copy of the above and foregoing to the following:

Christopher J. Steiskal, Sr., Esq.  
Office off the United States Trustee  
[christopher.j.steiskal@usdoj.gov](mailto:christopher.j.steiskal@usdoj.gov)

Thomas C. Rollins, Jr., Esq.  
[trollins@therollinsfirm.com](mailto:trollins@therollinsfirm.com)

THIS, the 16<sup>th</sup> day of May, 2025.

  
\_\_\_\_\_  
Craig M. Geno